CONFIDENTIAL Security Information

Mr. Bruce

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DEPARTMENT OF STATE

Memorandum of Conversation

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(5)

DATE: January 7, 1953

SUBJECT: Request for State Department Action in Securing Documents Required to be Produced under Subpoena in Antitrust Oil Case

PARTICIPANTS: Under Secretary Bruce
Assistant Secretary Linder
Adrian S. Fisher, The Legal Adviser
S.D.Metzger, Asst.Legal Adviser for Economic Affairs
Messrs. Emmerglick, Welch, and Freeman of Department of Justice
List of persons representing five oil companies attached

COPIES TO:

U - Mr. Bruce
L - Mr. Linder
L - Mr. Fisher
S/P - Mr. Nitze
NEA - Mr. Byroade
ARA - Mr. Mann
FE - Mr. Allison
EUR - Mr. Perkins
Mr. Emmerglick, Justice (3)

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Representatives of the ~~five named oil~~ companies met with Under Secretary of State Bruce at 3:30 P.M., January 5, 1953, at their request, in order to discuss problems relating to ~~the production~~ of documents pursuant to subpoena, as amended by Court Order of November 10, 1952 and December 15, 1952, in the Antitrust Oil Case.

Representatives of the companies stated that they had learned that the State Department had agreed in principle to undertake to request foreign governments' permission for the exportation of documents called for in the subpoena where such permission was required under the Court's Order. Several points were discussed, one of them agreed, and two of them disagreed:

1. Representatives of the companies, the Justice Department and the State Department agreed that the Department would request permission of the foreign governments for the exportation of documents or copies thereof located within the territorial jurisdiction of the foreign government which were required to be produced under the subpoena, where it was clear that decrees, regulations, orders, statutes, or other written official documents prohibited the exportation of such documents or copies thereof. In the case of an existing official written prohibition, the Department would request the foreign government for special permission for the removal of the documents necessary

DEPARTMENT OF STATE A/CDC/MR
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